

# **EXHIBIT B**

OCT 21 2005 09:28 FR BUTZEL LONG

313 TO 919198829179-143 P.03/08

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

PML NORTH AMERICA, LLC,

Plaintiff,

Case No. 05-CV-70404-DT

v.

Hon. Robert H. Cleland

HARTFORD UNDERWRITERS  
INSURANCE COMPANY, ACG  
ENTERPRISES OF NC, INC. and  
RTP INSURANCE OF DURHAM, NC,

Defendants.

BUTZEL LONG  
James J. Giszczak (P46917)  
Michael G. Latiff (P51263)  
Katherine Donohue Goudie (P62806)  
150 West Jefferson, Suite 100  
Detroit, MI 48226-4450  
(313) 225-7000  
Attorneys for Plaintiff

DYKEMA GOSSETT PLLC  
Thomas J. Murray (P56331)  
39577 Woodward Avenue, Suite 300  
Bloomfield Hills, MI 48304-5086  
(248) 203-0806  
Attorney for Defendant Hartford  
Underwriters Insurance Company

Keith Bishop, Esq. (N.C. Bar No. 18918)  
Madison Center, Suite 105  
1802 Martin Luther king, Jr. Parkway  
Durham, North Carolina 27707  
(919) 490-1855  
Attorney for Defendant ACG Enterprises of  
NC, Inc.

John Edward Gilchrist, pro se  
3325 Chapel Hill Blvd., Suite 145  
Durham, NC 27707  
(919) 401-6556  
Defendant RTP Insurance of Durham, NC

Mark A. Haywood, Esq. (P49366)  
1274 Library St., Suite 303  
Detroit, MI 48226  
(313) 967-9322  
Co-counsel for Defendant ACG Enterprises  
of NC, Inc.

STIPULATION TO PRESERVE EVIDENCE


BUTZEL LONG, A PROFESSIONAL CORPORATION, ATTORNEYS AND COUNSELORS

OCT 21 2005 09:28 FR BUTZEL LONG

313 TO 919198829179-143 P.04/08

Plaintiff PML North America, LLC and Defendants Hartford Underwriters Insurance Company, ACG Enterprises of NC, Inc., and RTP Insurance of Durham (collectively referred to as "Defendants"), through their undersigned counsel, stipulate and agree to the following:

- (1) Plaintiff and Defendants, including any of their present and former agents, employees, representatives, and custodians of record, will not destroy, conceal, or alter any evidence which relates to the claims made in this case, including, but not limited to, hard copies, electronic files, word processing documents, spreadsheets, databases, calendars, telephone logs, contact information, Internet usage files, offline storage or information stored on removable media, information contained on laptops or other portable devices, network access information, phone logs, fax logs, electronic mail, fax cover sheets, and other electronic storage media.
- (2) Plaintiff and Defendants will preserve all existing electronic copies of a document even if Plaintiff and Defendants also have in their possession or have already produced a paper copy of the document.
- (3) Plaintiff and Defendants will preserve all equipment where electronic data may reside including, but not limited to, office and home computers, office and home fax machines, palm pilots, laptops, and cellular phones.
- (4) By stipulating to the entry of the Preservation Order, Plaintiff and Defendants do not waive their right to assert the attorney work product and attorney-client privileges, and any other applicable privilege under the law.

  
BUTZEL LONG  
Michael G. Latiff (P51263)  
Maureen T. Taylor (P63547)  
Katherine Donohue Goudie (P62806)  
Attorneys for Plaintiff

Keith Bishop, Esq. (N.C. Bar No. 18918)  
Attorney for Defendant ACG Enterprises of  
NC, Inc.

and

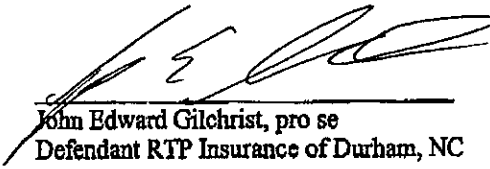
Mark A. Haywood, Esq. (P49366)  
Co-Counsel for Defendant ACG Enterprises  
of NC, Inc.

BUTZEL LONG, A PROFESSIONAL CORPORATION, ATTORNEYS AND COUNSELORS

OCT 21 2005 09:28 FR BUTZEL LONG

313 TO 919198829179-143 P.05/08

DYKEMA GOSSETT PLLC  
Thomas J. Murray (P56331)  
Attorney for Defendant Hartford  
Underwriters Insurance Company

  
John Edward Gilchrist, pro se  
Defendant RTP Insurance of Durham, NC

Dated: 10/27/05

BUTZEL LONG, A PROFESSIONAL CORPORATION, ATTORNEYS AND COUNSELORS

OCT 21 2005 09:28 FR BUTZEL LONG

313 TO 919198829179-143 P.06/08

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

PML NORTH AMERICA, LLC,

Plaintiff,

Case No. 05-CV-70404-DT

v.

Hon. Robert H. Cleland

HARTFORD UNDERWRITERS  
INSURANCE COMPANY, ACG  
ENTERPRISES OF NC, INC. and  
RTP INSURANCE OF DURHAM, NC,

Defendants.

---

BUTZEL LONG

James J. Giszczak (P46917)  
Michael G. Latiff (P51263)  
Katherine Donohue Goudie (P62806)  
150 West Jefferson, Suite 100  
Detroit, MI 48226-4450  
(313) 225-7000  
Attorneys for Plaintiff

---

DYKEMA GOSSETT PLLC

Thomas J. Murray (P56331)  
39577 Woodward Avenue, Suite 300  
Bloomfield Hills, MI 48304-5086  
(248) 203-0806  
Attorney for Defendant Hartford  
Underwriters Insurance Company

Keith Bishop, Esq. (N.C. Bar No. 18918)  
Madison Center, Suite 105  
1802 Martin Luther king, Jr. Parkway  
Durham, North Carolina 27707  
(919) 490-1855  
Attorney for Defendant ACG Enterprises of  
NC, Inc.

John Edward Gilchrist, pro se  
3325 Chapel Hill Blvd., Suite 145  
Durham, NC 27707  
(919) 401-6556  
Defendant RTP Insurance of Durham, NC

Mark A. Haywood, Esq. (P49366)  
1274 Library St., Suite 303  
Detroit, MI 48226  
(313) 967-9322  
Co-counsel for Defendant ACG Enterprises  
of NC, Inc.

---

**PRESERVATION ORDER**

OCT 21 2005 09:29 FR BUTZEL LONG

313 TO 919198829179-143 P.07/08

At a session of said Court held in the United States District Court, Eastern District of Michigan, in the City of Detroit, Michigan on \_\_\_\_\_.

PRESENT: **HONORABLE ROBERT H. CLELAND**  
United States District Court Judge

The Court having reviewed the stipulation of the parties, and the Court being otherwise duly advised in the premises;

IT IS HEREBY ORDERED that Plaintiff PML North America, LLC and Defendants Hartford Underwriters Insurance Company, ACG Enterprises of NC, Inc., and RTP Insurance of Durham, NC (collectively referred to as "Defendants"), including any of their present and former agents, employees, representatives, and custodians of record, not destroy, conceal, or alter any evidence which relates to the claims made in this case, including, but not limited to, hard copies, electronic files, word processing documents, spreadsheets, databases, calendars, telephone logs, contact information, Internet usage files, offline storage or information stored on removable media, information contained on laptops or other portable devices, network access information, phone logs, fax logs, electronic mail, fax cover sheets, and other electronic storage media.

IT IS FURTHER ORDERED that Plaintiff and Defendants preserve all existing electronic copies of a document even if Plaintiff and Defendants also have in their possession or have already produced a paper copy of the document.

IT IS FURTHER ORDERED that Plaintiff and Defendants preserve all equipment where electronic data may reside including, but not limited to, office and home computers, office and home fax machines, palm pilots, laptops, and cellular phones.

OCT 21 2005 09:29 FR BUTZEL LONG

313 TO 919198829179-143 P.08/08

IT IS FURTHER ORDERED that by stipulating to the entry of this Preservation Order, Plaintiff and Defendants do not waive their right to assert the attorney work product and attorney-client privileges, and any other applicable privilege under the law.

IT IS SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
United States District Court Judge